

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

Blue Spike, LLC,

Plaintiff,

v.

Texas Instruments, Inc., et al.,

Defendants.

CASE NO. 6:12-cv-499 MHS

LEAD CASE

Jury Trial Demanded

Blue Spike, LLC,

Plaintiff,

v.

Vercury, Inc.,

Defendant.

CASE NO. 6:12-CV-534 MHS

CONSOLIDATED CASE

Jury Trial Demanded

ORDER OF DISMISSAL WITHOUT PREJUDICE OF VERCURY, INC.

Pursuant to Fed. R. Civ. P. 41(a), recognizing the Agreed Motion to Dismiss filed by Plaintiff Blue Spike, LLC and Defendant Vercury, Inc. pursuant to a settlement of the above-captioned litigation between the parties, it is ordered as follows:

ORDERED that the claims asserted herein by Plaintiff Blue Spike, LLC against Defendant Vercury, Inc. be, and hereby are, dismissed without prejudice.

ORDERED that the counterclaims and defenses asserted herein by Defendant Vercury, Inc. against Plaintiff Blue Spike, LLC be, and hereby are, dismissed without prejudice; and

ORDERED that the parties shall bear their own attorney's fees, expenses and costs.